

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

TINA MOORE, individually and as)	
Personal Representative of the ESTATE OF)	
JASON MOORE, et al.,)	
)	
Plaintiffs,)	No. 4:14-cv-1443 SNLJ
)	No. 4:14-cv-1447 SNLJ
vs.)	CONSOLIDATED
)	
CITY OF FERGUSON, MISSOURI, et al.,)	
)	
Defendants.)	

MEMORANDUM and ORDER

This matter is before the Court on defendant's motion to stay execution of judgment (#174). Defendants seek to stay execution of the judgment in light of defendants' planned post-trial motions, and defendants further request this stay without the Court's requiring a bond.

Federal Rule of Civil Procedure 62(b) states

Stay Pending the Disposition of a Motion. On appropriate terms for the opposing party's security, the court may stay the execution of a judgment --- or any proceedings to enforce it -- - pending disposition of [post-trial motions].

Defendants insist that a bond is not necessary here because their insurance policy covers the amount of the judgment. However, plaintiffs point out the policy limits are \$3 million. Although the judgment in this case is less than \$3 million, costs and fees awarded in this matter may bring the total amount to close to \$4 million. As a result, the Court will grant defendants' motion to stay the execution of the judgment, and defendants

will not be required to post a bond for the full amount. However, defendants shall obtain a bond covering the \$1 million that may be due over and above the defendants' insurance policy limits.

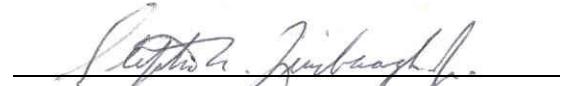
Accordingly,

IT IS HEREBY ORDERED that defendants' motion to stay execution of judgment (#174) DENIED in part and GRANTED in part.

IT IS FURTHER ORDERED that execution of judgment in this matter is STAYED pending resolution of the defendants' post-trial motions.

IT IS FINALLY ORDERED that defendants shall post a bond of \$1,000,000.

Dated this 14th day of December, 2016.



STEPHEN N. LIMBAUGH, JR.
UNITED STATES DISTRICT JUDGE